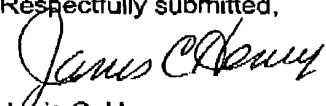
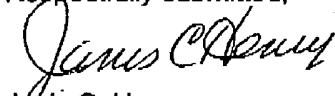


NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO BOARD OF PATENT APPEALS AND INTERFERENCES			ATTORNEY'S DOCKET NO.: 3151-A	
SERIAL NO.: 10/061,727	FILING DATE: October 26, 2001	EXAMINER: R. Li		GROUP ART UNIT: 1646
IN RE APPLICATION OF: John E. Sims and Dirk E. Smith				
For: IL-1 RECEPTOR ACCESSORY PROTEIN				
TO THE COMMISSIONER FOR PATENTS:				
Applicant(s) hereby appeal to the Board of Patent Appeals and Interferences from the decision dated <u>February 24, 2004</u> of the Primary Examiner finally rejecting claims <u>5,6,9,10 and 11</u> .				
<input type="checkbox"/> Notice of Appeal fee not required (fee paid in prior appeal of this application) <input checked="" type="checkbox"/> Notice of Appeal fee \$330.00 (37 CFR 1.17 (b)) <input type="checkbox"/> Applicant(s) petition(s) under 37 CFR 1.136 for an extension of time to file the foregoing Notice of Appeal as follows: <input type="checkbox"/> One month (\$110.00) <input type="checkbox"/> Two months (\$420.00) <input type="checkbox"/> Three months (\$950.00)				
Please charge Deposit Account No. 09-0089 in the name of Immunex Corporation in the amount of <u>\$330.00</u> . The Commissioner is hereby authorized to charge any additional fees which may be required or credit any overpayment to Deposit Account No. 09-0089. An original and one copy are enclosed.				
Respectfully submitted,  Janis C. Henry Attorney/Agent for Applicants Registration No.: 34,347 Phone: (206) 265-7189 Date: June 23, 2004				
Please send all future correspondence to: Immunex Corporation Law Department 1201 Amgen Court West Seattle, Washington 98119-3105 (206) 265-7000				

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office on the date indicated below.

July 23, 2004 Date Janis C. Henry Signature

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